

REMARKS

A. Claims 1-5, 8, 11-14 and 17

Claims 1-5, 8, 11-14 and 17 were rejected under 35 U.S.C. §103(a) based on a combination of Terry et al., U.S. Patent No. 6,996,082 (“Terry”), Odenwalder et al, U.S. Patent 7,167,461 (“Odenwalder I”) and U.S. Patent No. 6,804,220 (“Odenwalder II”). Applicants respectfully disagree and traverse these rejections for at least the following reasons.

Applicants note that claim 5 has been canceled.

Neither Terry, Odenwalder I, nor Odenwalder II taken separately, or in combination, discloses or suggests the transmission of a number of transmissions, each of the transmissions corresponding to a separate transmission of a single user of a wireless communication system and the transmission of a separate, different control channel for each transmission, as in claims 1-4, 8, 11-14 and 17.

In the Office Action the Examiner appears to rely on Odenwalder I as disclosing these features. Applicants disagree.

Oldenwalder I does not appear to disclose the transmission of a number of transmissions, each of the transmissions corresponding to a separate transmission of a single user of a wireless communication system and the transmission of a separate, different control channel for each transmission. Instead, it appears that Oldenwalder I discloses a technique of associating a “forward” control channel with a “forward” data channel. There does not appear to a disclosure of the transmission of a number of transmissions, each of the transmissions corresponding to a separate transmission of a single user of a wireless communication system and the transmission of a separate, different control channel for each transmission.

Further, as pointed out by the Applicants in their previous responses and reiterated herein, the Board of Patent Appeals & Interferences in its July 26, 2010 decision recognized neither Oldenwalder II nor Terry appear to disclose a control channel that has a duration as in the claims. Instead, both appear to disclose control information transmitted within a control channel that has a duration.

Accordingly, the Applicants respectfully request withdrawal of the rejections and allowance of claims 1-4, 8, 11-14 and 17.

B. Claim 6

Claim 6 was rejected under 35 U.S.C. §103 (a) based on the combination of Terry, Odenwalder I, Odenwalder II and Toskala et al, U.S. Patent No. 6,535,503 (“Toskala”). Applicants respectfully disagree and traverse this rejection for at least the following reasons.

Applicants note that claim 6 depends on claim 1 and is therefore patentable over the combination of Terry, Odenwalder I, Odenwalder II and Toskala for the reasons set forth above with respect to claim 1, and because Toskala does not overcome the deficiencies of Terry Odenwalder I, and Odenwalder II.

Accordingly, Applicants respectfully request withdrawal of the rejection and allowance of claim 6.

C. Claims 18 and 19

Claims 18 and 19 were rejected under 35 U.S.C. §103(a) based on the combination of Terry, Odenwalder I, Odenwalder II and Malkamaki et al., U.S. Patent No. 5,577,024 (“Malkamaki”). Applicants respectfully disagree and traverse these rejections for at the following reasons.

Applicants note that claims 18 and 19 depend on claim 1 and are, therefore, patentable over the combination Terry, Odenwalder I, Odenwalder II and Malkamaki for the reasons set forth above with respect to claim 1, and because Malkamaki does not overcome the deficiencies of Terry, Odenwalder I, and Odenwalder II.

Accordingly, Applicants respectfully request withdrawal of the rejections and allowance of claims 18 and 19.

In the event this response does not place the present application in condition for allowance, Applicants request that the Examiner contact the undersigned at (703) 266-3330 to schedule a personal interview.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-3777 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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